# GOVERNMENT OF INDIA
# URBAN DEVELOPMENT AND POVERTY ALLEVATION
# LOK SABHA

UNSTARRED QUESTION NO:2932
ANSWERED ON:11.03.2003
PUBLIC PREMISES ACT
DR. KIRIT SOMAIYA

**Will the Minister of URBAN DEVELOPMENT AND POVERTY ALLEVATION be pleased to state:**

(a) whether the Government have considered to amend Public Premises Act to stop misuse and abuse of the same by the landlords;

(b) if so, the details thereof;

(c) the steps taken to protect the interests of tenants;

(d) whether the Ministry had held discussions and issued fresh guidelines once again;

(e) if so, the details thereof;

(f) whether various PSUs have accepted the guidelines;

(g) if so, the details thereof;

(h) whether the legal opinion and experts have requested that guidelines should be made part of the Act;

(i) if so, the reaction of the Government thereto; and

(j) the corrective steps taken by the Government in this regard?

## Answer

MINISTER OF STATE IN THE MINISTRY OF URBAN DEVELOPMENT & POVERTY ALLEVIATION ( SHRI PON RADHAKR )

(a)&(b): An In-House Committee was constituted in the Ministry ofUrban Development & Poverty Alleviation t o examine the grievances and cases of violation of provisions of Public Premises (Eviction of Unauthorised Occupants) Act. 1971 as brought out by the Tenants` Action Committees and to examine the feasibility of framing rules under section 18 of the Act which would, in essence, incorporate the guidelines issued by the Ministry on 14.1.1992.

(c): All the Ministries/Departments of the Government of India have been written time and again to issue necessary instructions tothe PSUs/Financial Institutions etc under their controlnot to misuse the provisions of the Public Premises (Eviction of Unauthorised Occupants) Act, 1971 against the genuine and bona-fide tenants.

(d)to(g): The Committee held several meetings with the representatives of the Tenants` Associations and the officers of some Public Sector Undertakings against whom the grievances of the tenants lie. After deliberations, the Committee concluded that the guidelines dated 14.1.1992 cannot form part of the Public Premises (Eviction of Unauthorised Occupants) Act.1971. The Committee also concluded that the Guidelines dated 14.1.1992 may be reiterated in the form of a `Government Resolution` to impress upon the Public Sector Undertakings etc. to follow them earnestly. The Government Resolution has been notified in the Gazette of India on 8.6.2002.

(h): No, Sir.

(i)&(j): Does not arise.